



**AFFIRMATION OF CRITERIA FOR TRANSFER OF MARIJUANA BUSINESS LICENSES**

Seller: \_\_\_\_\_  
(Name) (email address) (business mailing address)

Buyer: \_\_\_\_\_  
(Name) (email address) (business mailing address)

Seller desires to sell, and Buyer desires to buy, the marijuana business known as (hereinafter referenced as "new business"):

\_\_\_\_\_  
(Buyer's Trade Name) (License Address) (City Application #)

Seller currently holds the following City of Boulder Marijuana Business license that they wish to transfer in accordance with the allowance in BRC 6-14-3(e) or BRC 6-16-3(e) and the Seller confirms that the below license is in good standing with the State MED and the City of Boulder:

\_\_\_\_\_  
(Seller's Name) (Premise Address) (License # & Type)

As to the Seller's above city license, the Buyer understands and agrees by their representatives' signature below that if the transfer of the license is approved, the license may continue to be subject to the enforcement history of the business including any restrictions and conditions currently on the license. The Buyer understands that if there are any pending investigations or violations or days of suspension currently held in abeyance against the license, the license may continue to be subject to those days in abeyance even after the transfer. Any incident that could be subject to disciplinary action that occurs prior to approval of the transfer and any ensuing disciplinary action is also transferred with the license.

The Buyer understands that it is their sole responsibility to inquire and investigate all possible sources of information to learn of any past, ongoing or possible future disciplinary actions that could result in any revocation, suspension, or fines being imposed. These sources include, but are not limited to the inquiry and investigation of the current licensee, manager(s), employees of the licensed premise, and the review of the public records of the Colorado Department of Revenue, the Boulder City Licensing Division, the Boulder Police Department, the Boulder District Court, the Boulder Municipal Court, and/or the Boulder County Court Criminal Divisions.

The Buyer also understand that they have the option to withdraw the application for the transfer of the license, and subject to license surrender and zoning review/analysis/approval for the premise location, file an application for the issuance of a new license. Should a new license be issued, that license would NOT be subject to any disciplinary action based upon incidents prior to the issuance of the new license.

Both Seller and Buyer confirm their understanding that all of the following conditions must be met prior to the City of Boulder considering the new application filed by the Buyer. Both Seller and Buyer have initialed by each criteria as affirmation that each statement is true and correct.

Seller's Initials	Buyer's Initials	City License Condition
		The Buyer's new owners and all licensees of the new business have submitted a complete application with all applicable attachments and fees, and understand that all persons submitted by the Buyer must be approved by the City of Boulder before the license transfer may be completed.
		The Buyer is not making changes to any of the plans or conditions That are part of the license of this license transfer without other permanent modification applications and premise inspection Approvals. As such, Seller's Attachment F (Operating Plan and General Premise diagram, except Neighborhood Responsibility Plan will be required from Buyer), Attachment G (Security Diagram), and Attachment H (Lighting Plan) will remain in full force and effect unless additional applications and fees are filed with the City of Boulder and city approvals obtained.
		The license transfer location is permitted without any exceptions granted in the BRC section "No Marijuana Businesses in Building with Residences or Residential Zone Districts"
		The Seller will maintain ownership and operate the new business until such time as the City of Boulder is ready to issue a marijuana business license to the Buyer for the new business
		Upon notice from the City of Boulder that it has approved the application of the new business for the issuance of a city marijuana license, Seller agrees to surrender its current license before the new business license may be issued to the Buyer.

All of the above statements are true and the City of Boulder may rely on them. Both the Seller and the Buyer understand that if any of the above statements are found to be untrue, any marijuana license held with the City, or for which I am a named licensee, is subject to revocation by the City. If the Buyer does not submit a legally complete application, if the City does not approve such application for issuance of the marijuana business license, or if the Seller does not surrender the current license as required at the time that the City is prepared to issue the new business' marijuana license, this Affirmation shall be void by its terms, and the City will proceed with a decision on Buyer's Application as if Affirmation did not exist.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Seller's Signature

\_\_\_\_\_  
Buyer's Signature

\_\_\_\_\_  
Seller's Printed Name

\_\_\_\_\_  
Buyer's Printed Name

\_\_\_\_\_  
Seller's Title in City License

\_\_\_\_\_  
Buyer's Title in City Application